

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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AMERICAN HOME ASSURANCE COMPANY, as  
subrogee of CROWN EQUIPMENT CORPORATION,

07 CV 10947 (BSJ)  
ECF CASE

Plaintiff,

- against -

PANALPINA, INC. and A.P. MOLLER-MAERSK A/S  
d/b/a Maersk Sealand and/or Maersk L,

Defendant.

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A.P. MOLLER-MAERSK A/S,

Third-Party Plaintiff,

-against-

BNSF RAILWAY COMPANY,

Third-Party Defendant.

-----X

**PLEASE TAKE NOTICE** that on behalf of third-party defendant BNSF RAILWAY COMPANY, the undersigned attorney will appear as counsel of record.

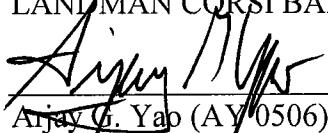
**PLEASE TAKE FURTHER NOTICE** that all pleadings, papers and documents required to be served in this action upon third-party defendant BNSF RAILWAY COMPANY should be served upon the undersigned and all electronic notifications will be sent to AYao@lcbf.com.

Dated: New York, New York  
June 13, 2008

Respectfully submitted,

LANDMAN CORSI BALLAINE & FORD P.C.

By:

  
Arjay G. Yao (AY 0506)

Attorneys for Third-Party Defendant  
BNSF RAILWAY COMPANY  
120 Broadway, 27th Floor  
New York, New York 10271-0079  
(212) 238-4800

TO: FREEHILL, HOGAN & MAHAR LLP  
Attorneys for Defendant and Third-Party Plaintiff  
A.P. MOLLER-MAERSK A/S  
80 Pine Street  
New York, New York 10005-1759  
(212) 425-1900

McDERMATT & RADZIK LLP  
88 Pine Street  
New York, New York 10005-1801

AFFIDAVIT OF SERVICE BY MAIL

STATE OF NEW YORK )  
                         ) ss.:  
COUNTY OF NEW YORK )

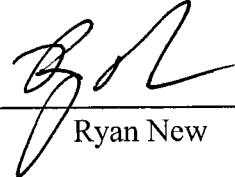
RYAN NEW, being duly sworn, deposes and says, that deponent is not a party to the action, is over 18 years of age and resides at NEW YORK, NEW YORK.

That on the 13<sup>th</sup> day of June, 2008, deponent served the within **NOTICE OF APPEARANCE** upon:

FREEHILL, HOGAN & MAHAR LLP  
80 Pine Street  
New York, New York 10005-1759

McDERMATT & RADZIK LLP  
88 Pine Street  
New York, New York 10005-1801

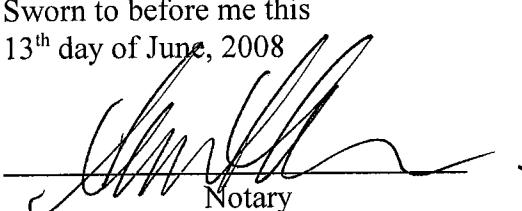
attorneys in this action, at the addresses designated by said attorneys for that purpose by depositing a true copy of same enclosed in a postpaid properly addressed wrapper, in an official depository under the exclusive care and custody of the United States post office department within the State of New York.



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Ryan New

Sworn to before me this  
13<sup>th</sup> day of June, 2008



Notary

AMEET B. KABRAWALA  
Notary Public, State of New York  
No. 02KA6144322  
Qualified in Kings County  
Commission Expires April 24, 2010